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November 19, 2004

Time: 10:15 AM PST (Santa Clara, California)

Commissioner for Patents To:

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Alexandria, VA 22313-1450

From: Pamela J. Squyres Attorney Docket: MA-068 Phone: 408-869-2921

## FAX NUMBER 703-872-9306

Re: Patent Application of: Maitreyee Mahajani et al.	Examiner: Thao X. Le
Serial No.: 10/079,472	Group Art Unit: 2814
Filed: February 19, 2002	Attorney Docket No.: MA-068
Title: Gate Dielectric Structures for Integrated Circuits and Methods for Making and Using Such Gate Dielectric Structures	

## Document(s) Transmitted:

Response to Restriction Requirement (2 pages)

Total pages of this transmission, including the cover letter: 3 If you do not receive all of the pages described above, please telephone us at 408-869-2921 or fax us at 408-969-4849.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Maitreyee Mahajani et al.

Application No.: 10/079,472

Filed: 2/19/02

Title: Gate Dielectric Structures for Integrated Circuits and Methods for Making and Using Such Gate Dielectric Structures

Attorney Docket No.: MA-068

Group Art Unit: 2814

Examiner: Thao X. Le

November 19, 2004

Commissioner for Patents PO Box 1450

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## RESPONSE TO RESTRICTION REQUIREMENT

To the Commissioner:

In the Restriction Requirement mailed November 1, 2004, in the above-captioned case, Applicants are directed to elect between the species of Fig. 1 and of Figs. 2a-2b. Applicants elect to pursue the species of Fig. 1, with traverse. Of the pending claims, claims 3, 5-9, 12-15, 23-26, 28, 36-38, 40-42 are readable on the elected species.

App. No. 10/079,472

In the correspondence of Nov. 1, the Examiner states that none of the claims is generic to all species. Applicants respectfully disagree, and traverse the election of species requirement on the grounds that generic claims have been presented. Considering only the independent claims, Applicants believe at least independent claims 3, 23, 25, and 40-42 to be generic to both identified species.

Applicants thus believe the requirement for election of species to be improper and request that all claims be examined.

If there are any questions concerning this Response, the Examiner is invited to contact the undersigned agent at (408) 869-2921.

Dated: November 19, 2004

Respectfully submitted,

Pamela J. Squyres Agent for Applicants Reg. No. 52,246

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